



Environmental and Public Protection Cabinet
Department for Environmental Protection
Division of Water
14 Reilly Road
Frankfort, Kentucky

Kentucky Pollutant Discharge Elimination System

Public Notice No. 2006-06

Date of Notice: February 24, 2006

Comments Due By: April 5, 2006

The Kentucky Department for Environmental Protection, Division of Water proposes to issue, modify or terminate Kentucky Pollutant Discharge Elimination System (KPDES) permits for the treated wastewater discharges listed below.

KPDES PERMIT ISSUANCE

OHIO RIVER WASTEWATER TREATMENT PLANT (Oldham County Sewer District), 1901 Landing Road, Goshen, Kentucky. KPDES No. KY0106143. This permit action involves a new discharge of municipal wastewater from a subdivision and regional area that enters the Ohio River at mile point 391.1 in Oldham County. Permit Writer: Daniel Hardin.

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Kentucky Department for Environmental Protection

Division of Water

14 Reilly Road

Frankfort Office Park

Frankfort, Kentucky 40601

(502) 564-3410

Notice of Issuance of a State Planning and Environmental Assessment Report (SPEAR)

Pursuant to 401 KAR 5:006, the Sanitation District Number 1 of Northern Kentucky (SD No. 1) has developed and submitted for approval by the Environmental and Public Protection Cabinet, Division of Water, a facility plan titled "Facilities Plan Update for the Eastern Regional Wastewater Treatment Plant, Sanitation District No. 1 of Northern Kentucky, November 2005." In accordance with the authority granted to Kentucky to administer a State Revolving Fund program as prescribed in Title VI of the Clean Water Act, and the tenets of KRS Chapter 224, EPPC, Division of Water, is issuing a State Planning and Environmental Assessment Report (SPEAR) which supports a determination that this project will not have adverse effects on the environment when all mitigative measures in the SPEAR are implemented.

This SPEAR is for relocation of the discharge of the SD No. 1 Eastern Regional Wastewater Treatment Plant (ERWWTP) being constructed in Alexandria, KY, from its previously selected discharge to the Ohio River at mile point 530.0, to a discharge to Brush Creek at mile point 1.6, and associated treatment plant modifications to meet more stringent effluent limits. The determination previously issued for the SD No. 1 facility plan in November 1, 2002, remains in effect for all other activities contained therein.

The SPEAR and facility plan are available for inspection and copying at the addresses listed below:

Environmental and Public Protection Cabinet
Department for Environmental Protection
Division of Water
14 Reilly Road, Frankfort Office Park
Frankfort, Kentucky 40601

Sanitation District No. 1 of Northern Kentucky
1045 Eaton Drive
Ft. Wright, Kentucky 41017

Interested persons are encouraged to submit comments on the SPEAR. **The public notice comment period will end on**

April 5, 2006. The EPPC, Division of Water, will take no action on this project until after the comment period is ended, and will evaluate all comments before a decision is made to proceed with approval of the facility plan. Send comments to Jill Bertelson, Municipal Planning Section, Division of Water, 14 Reilly Road, Frankfort Office Park, Frankfort, Kentucky 40601 or an e-mail to EPPCDOW.Faccomments@ky.gov.

Commonwealth of Kentucky Antidegradation Statement

Antidegradation determinations have been made in regard to the permits referenced in this Public Notice. Any information concerning the foundation of the Division's position as to these determinations is addressed in the permits' Statement of Basis or Fact Sheets and all supporting documentation is available in the permit files maintained at the Division central office in Frankfort, Kentucky. Kentucky's antidegradation policy is found in Regulation 401 KAR 5:029, Section 1. Antidegradation policy implementation methodology is defined in Regulation 401 KAR 5:030. The primary purposes of these regulations is to safeguard the surface waters of the Commonwealth for their designated uses, to prevent the creation of any new pollution of these waters, and to abate any existing pollution.

GENERAL INFORMATION

The KPDES program issues permits for all treatment facilities which discharge, or propose to discharge, to waters of the Commonwealth which are classified for domestic water supply, for fish and aquatic life, and for recreation. Proposed KPDES permits are written to protect the classified uses of receiving waters and contain limitations on the amounts of pollutants to be discharged and other conditions. The proposed permits are drafted in accordance with applicable provisions of the Kentucky Revised Statutes and appropriate regulations. The permit conditions are tentative and open to comment from the public. Persons wishing to comment upon or object to the proposed action (permit issuance, modification or termination) or the proposed permit conditions are invited to submit comments to the Division at the following address: **Department for Environmental Protection, Division of Water, KPDES Branch, Frankfort Office Park, 14 Reilly Road, Frankfort, Kentucky 40601, Attention: Inventory & Data Management Section.** The comments must be received by the comment due date stated at the beginning of this notice. The applicant's name and KPDES number should be included in the comments.

Interested persons may also request that the Director of the Division hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why a hearing is warranted. When there is public interest, the Director will hold a public hearing pursuant to 401 KAR 5:075, Section 7. After consideration of comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State Acts and appropriate regulations, the Director of the Division will make a determination regarding final permit action.

Permit applications, draft permits, fact sheets or statements of basis, and additional information are available by contacting the Division of Water. Business hours are 8:00 a.m. to 4:30 p.m. Monday through Friday, except for holidays. A copy machine is available for public use at 10 cents per page. Three (3) days advance notice may be required for inspection of files. **Please bring the preceding to the attention of persons whom you know will be interested.**

The Environmental and Public Protection Cabinet does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and provides, upon request, reasonable accommodation including auxiliary aids and services necessary to afford individuals with disabilities an equal opportunity to participate in all programs and activities.